

**AN ORDINANCE
BY FINANCE/EXECUTIVE COMMITTEE**

**AN ORDINANCE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO
WRITE-OFF \$811,011.36 OF UNCOLLECTIBLE WATER AND WASTEWATER
ACCOUNTS RECEIVABLE WITH BALANCES EXTENDING BEYOND THE
STATUTE OF LIMITATIONS; AND FOR OTHER PURPOSES.**

WHEREAS, generally accepted accounting principles require accounts receivable which are legally uncollectible by reason of expiration of the statute of limitation be written-off to accurately reflect the value of accounts receivable assets in the City of Atlanta's financial statements; and

WHEREAS, the Department of Watershed Management has researched and determined that there are 52 accounts with balances in excess of \$10,000 each and greater than four years old, and therefore, outside of the statute of limitations; and

WHEREAS, the Chief Financial Officer desires to write-off those 52 water and wastewater accounts with cumulative balances that total \$811,011.36, which have been determined to be uncollectible; and

WHEREAS, the City may continue to pursue all collection actions allowable by law and accept payments due from any account written-off.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS, as follows:

SECTION 1: That the Chief Financial Officer is hereby authorized to write-off fifty-two (52) outstanding water and wastewater accounts with balances in excess of \$10,000 and greater than four (4) years old that total \$811,001.36, as listed on "Exhibit A", attached hereto.

SECTION 2: That the City does not forfeit its right to pursue all collection actions allowable by law and to accept payments from any account written-off pursuant to this ordinance.

SECTION 3: That all ordinances and parts of ordinance in conflict herewith are hereby waived to the extent of the conflict.

**DEPARTMENT OF WATERSHED MANAGEMENT
UNCOLLECTIBLE WATER AND WASTEWATER ACCOUNTS**

EnQuesta	Name	Service Location	Water Balance	Wastewater Balance	Total Balance
Acct					
103922300	HOLLY PROPERTIES, LLC	339 HOLLY RD NW	\$17,441.58	\$39,260.28	\$56,701.86
106986301	METROPOLITAN EQUITY ADVI	251 ANDERSON AVE	\$13,713.28	\$35,276.01	\$48,989.29
45982300	GUSTER LUPOE	190 ADAIR AVE	\$15,089.27	\$32,745.56	\$47,834.83
13616300	CARTER & ASSOCIATES	1275 PEACHTREE ST NE	\$7,851.37	\$21,982.52	\$29,833.89
47865300	JOHNNY BURKE	686 CEDAR AVE NW	\$6,415.76	\$15,740.08	\$22,155.84
85268300	DESOTO INVESTMENT CORP.	1300 MAYSON TURNER RD NW	\$6,417.42	\$14,239.10	\$20,656.52
119090301	LARRY YOUNG	5845 BUTNER RD	\$17,236.87	\$0.00	\$17,236.87
104956300	MICHEAL JOHNSON	175 WALNUT ST	\$4,878.55	\$11,957.07	\$16,835.62
110686301	DEBORAH ROLAX	560 OAKSIDE DR	\$4,888.74	\$11,403.38	\$16,292.12
21207300	SHIRLEY NORMAN	963 MICHIGAN AVE	\$5,451.19	\$10,733.95	\$16,185.14
19774300	R. L. BRAND JR	1848 MURPHY AVE	\$4,877.25	\$10,845.99	\$15,723.24
166927300	Q TIME RESTAURANT #3	3085 CAMPBELLTON RD	\$4,095.18	\$11,384.92	\$15,480.10
77735300	JOSEPHINE FERGUSON	2205 WILSON AVE	\$4,494.40	\$10,783.35	\$15,277.75
86601301	NEHEMIAH PROPERTIES	668 KENNEDY ST	\$5,399.24	\$9,737.33	\$15,136.57
97143300	WELLS MGMT	5484 TRIMBLE RD	\$15,116.43	\$0.00	\$15,116.43
121539302	FORREST BROOK APARTMENTS	3540 N CAMP CREEK PKWY SW	\$0.00	\$14,926.88	\$14,926.88
72663300	RONALD WALKER	220 HOWELL DR	\$4,973.16	\$9,699.19	\$14,672.35
109505301	TURNER IN	87 LUCKIE ST	\$4,290.00	\$10,119.18	\$14,409.18
10666300	MARTHA HOUSTON	851 PARK ST	\$4,046.25	\$10,066.86	\$14,113.11
140694302	JORDAN SMITH	4345 JALETTE RD	\$13,941.82	\$0.00	\$13,941.82
10771300	PRINCESS JACKSON	504 MAGNOLIA ST	\$4,117.63	\$9,774.98	\$13,892.61
60863300	JOHN THOMAS	1418 BOLTON RD	\$4,079.36	\$9,350.27	\$13,429.63
70303300	HERBERT DUKES	2971 DELMAR LN	\$4,867.48	\$8,468.91	\$13,336.39
104974300	HOLLY PROPERTIES, LLC	399 HOLLY ST	\$4,502.65	\$8,384.99	\$12,887.64
78620302	SHAWONNA EDMOND	4196 BAKERS FERRY RD	\$3,751.98	\$9,108.64	\$12,860.62
46041300	EARL TYLER	73 JOHNSON RD	\$3,734.02	\$8,942.02	\$12,676.04
87270303	LAKEISHA WHITEHEAD	1156 WINDSOR ST	\$3,173.34	\$9,216.22	\$12,389.56
158950301	SIRI DORSEY	1369 RALPH DAVID ABERNATHY BLVD	\$3,823.41	\$8,523.76	\$12,347.17
22905301	CARRIE WILLIAMS	1424 BEECHER ST	\$3,595.71	\$8,407.48	\$12,003.19
195447300	SHALANDA BROWN	1420 PINEHURST DR SW	\$4,557.75	\$7,442.39	\$12,000.14
105321301	OAK MANOR	1425 SIMPSON RD	\$3,777.22	\$8,132.58	\$11,909.80
92638303	QUINOS GRAY	2324 POLAR ROCK TER	\$3,513.22	\$8,344.51	\$11,857.73
138436300	SAMUEL DICKS	143 SOUTH AVE	\$3,654.02	\$8,015.04	\$11,669.06
163784300	TRI SCAPES INC.	771 FERST DR	\$11,465.24	\$0.00	\$11,465.24
128710300	21ST CENTURY CONTAINERS	150 SELIG DR SW	\$4,973.52	\$6,461.89	\$11,435.41
146770301	ABENA STEPHENSON	707 CONFEDERATE AVE	\$3,212.10	\$8,018.42	\$11,230.52
126460300	PHILLIP ALLEN DBA	370 TARRAGON WAY SW	\$3,221.80	\$7,983.91	\$11,205.71
126519300	CHATTahooCHEE BRICK CO	2142 JAMES JACKSON PKWY	\$3,181.75	\$8,014.45	\$11,196.20
121951301	HIDDEN WOODS APTS LLC.	3100 GODBY RD SW	\$4,893.06	\$6,300.00	\$11,193.06
61251302	HAROLD SINGER	2324 PRYOR RD	\$3,324.90	\$7,793.00	\$11,117.90

82238300 R WALLACE	3450 MOUNT GILEAD RD	\$3,301.42	\$7,706.04	\$11,007.46
126196300 WILLIE BROWN	767 PLAINVILLE CIR	\$3,412.23	\$7,566.17	\$10,978.40
15491300 TOUBA WORLD	61 PEACHTREE ST	\$3,353.71	\$7,563.82	\$10,917.53
22873301 DANIEL DUNLAP	744 LAW ST	\$3,166.11	\$7,637.28	\$10,803.39
26257302 ERIC POLK	667 MAGNOLIA ST	\$3,193.17	\$7,604.04	\$10,797.21
40875302 KAREN WASHINGTON	1534 VENETIAN DR	\$3,098.82	\$7,542.01	\$10,640.83
160188301 SERGIO RUIZ	2517 DONALD LEE HOLLOWELL PKWY	\$3,000.83	\$7,543.56	\$10,544.39
117256303 AMERICAN FLASH INC	4350 COMMERCE CIR	\$2,642.24	\$7,897.20	\$10,539.44
81303300 MAGNOLIA	330-371 ARCHER WAY	\$3,622.29	\$6,833.69	\$10,455.98
32802300 WILLIE WARD	1129 KIRKWOOD AVE	\$3,158.48	\$7,247.32	\$10,405.80
28878300 JAMES CALLAHAN	1051 FAIR ST	\$3,436.84	\$6,745.10	\$10,181.94
14136300 ROBERT MANSFIELD	682 ELBERT ST	\$3,796.18	\$6,309.78	\$10,105.96
		\$285,220.24	\$525,781.12	\$811,001.36

NOTE: Conditions Subject to Write Off
 Third Party Collection Agency efforts were exhausted,
 Debtor cannot be located,
 Statute of Limitations has expired,
 Account is inactive and more than four years old,
 Accounts transferred to the Land Bank Authority (pursuant to City Council Legislation explicitly waiving water sewer charges);
 Debtor filed bankruptcy under Chapter 7

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Committee of Purview: Finance/ Executive Committee

Caption: AN ORDINANCE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO WRITE-OFF \$811,011.36 OF UNCOLLECTIBLE WATER AND WASTEWATER ACCOUNTS RECEIVABLE WITH BALANCES EXTENDING BEYOND THE STATUTE OF LIMITATIONS; AND FOR OTHER PURPOSES.

Council Meeting Date: October 5, 2009

Requesting Dept.: Department of Finance

B. To be completed by the department:

1. Please provide a summary of the purpose of this legislation (Justification Statement).

The purpose of this legislation is to write off uncollectible water and sewer accounts with balances greater than \$10,000 and that are greater than four years old.

2. Please provide background information regarding this legislation.

The Department of Watershed Management has researched and determined that these accounts are uncollectible, having been subjected to internal collection process.

3. If Applicable/Known:

(a) **Contract Type (e.g. Professional Services, Construction Agreement, etc):**

(b) **Source Selection:**

(c) Bids/Proposals Due:

(d) Invitations Issued:

(e) Number of Bids:

(f) Proposals Received:

(g) Bidders/Proponents:

(h) Term of Contract:

4. Fund Account Center:

5. Source of Funds:

6. **Fiscal Impact:** Department of Watershed Management Accounts Receivable balance will be reduced by \$811,011.36

7. **Method of Cost Recovery:** N/A

This Legislative Request Form Was Prepared By: Yolanda McCrory extension 8409

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Dept.'s Legislative Liaison: LaShawn Gardiner

Contact Number: 404-330-6449

Originating Department: Department of Finance

Committee(s) of Purview: Finance/ Executive Committee

Chief of Staff Deadline: September 15, 2009

Anticipated Committee Meeting Date(s): September 29-30, 2009

Anticipated Full Council Date: October 5, 2009

Legislative Counsel's Signature: JDB

Commissioner Signature: [Signature]

Chief Procurement Officer Signature: _____

CAPTION

AN ORDINANCE AUTHORIZING THE CHIEF FINANCIAL OFFICER TO WRITE-OFF \$811,011.36 OF UNCOLLECTIBLE WATER AND WASTEWATER ACCOUNTS RECEIVABLE WITH BALANCES EXTENDING BEYOND THE STATUTE OF LIMITATIONS; AND FOR OTHER PURPOSES.

FINANCIAL IMPACT (if any): \$811,011.36

Mayor's Staff Only

Received by CPO: _____ Received by LC from CPO: _____
(date) (date)

Received by Mayor's Office: 9.14.09 Reviewed by: [Signature]
(date) (date)

Submitted to Council: 09/18/09
(date)